

1 Scott Kalkin, State Bar No. 120791

2 **ROBOOSTOFF & KALKIN**

3 A Professional Law Corporation

369 Pine Street, Suite 610

San Francisco, California 94104

(415) 732-0282

Attorney for Plaintiff Bruce Kaiser

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

BRUCE KAISER,

Plaintiff,

v.

STANDARD INSURANCE  
COMPANY, as Administrator  
and Fiduciary of the E-Bay, Inc., Long Term  
Disability Plan and THE E-BAY, INC., LONG  
TERM DISABILITY PLAN,

Defendants.

ACTION NO: C 05-4284 SC

**STIPULATION AND ORDER**

The parties in this matter, through their respective counsel, stipulate as follows and make the following requests of the Court:

1. This is an ERISA case involving the denial of long-term disability benefits.
2. This matter can be resolved upon cross-motions for summary judgment. Thus, no trial or pre-trial conference is necessary.

STIPULATION AND ORDER  
ACTION NO: C 05-4284 SC

3. The parties request that the Court vacate the November 17, 2006, pre-trial conference and the November 20, 2006, trial dates.

4. The parties request that their cross-motions for summary judgment be heard by the Court on November 17, 2006, at 10:00 a.m., with all briefing filed in accordance with Civil Local Rule Rules 7 and 56.

**ROBOOSTOFF & KALKIN**

Dated: August 3, 2006

By: /s/  
Scott Kalkin  
Attorneys for plaintiff

**ALTSCHUL LAW OFFICE**

Dated: August 3, 2006

By: /s/  
Andrew M. Altschul  
Attorneys for defendants Standard Life Insurance and the E-bay, Inc., Long Term Disability Plan

IT IS SO ORDERED.

Dated: August 4, 2006

STIPULATION AND ORDER  
ACTION NO: C 05-4284 SC

